

SECTION-III
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 6240-6241 and 6908 OF 2012

M/s. Classic Colour Lab (P) Ltd. & Anr. etcAppellants

-Versus-

Commissioner of Central ExciseRespondent

OFFICE REPORT

The matters above mentioned were listed before the Hon'ble Court on 17th September, 2012, when the Court was pleased to pass the following order :

"C.A. Nos. 6240-6241 of 2012:

Mr. Sudhir Malhotra, learned counsel for the appellants submits that in Bharat Sanchar Nigam Ltd. vs. Union of India 2006(2) S.T.R. 161

(S.C.), it has been held that the decision of this Court in C.K. Jidheesh vs. Union of India 2006(1) S.T.R. 3 (S.C.) does not lay down the correct law.

Issue notice returnable in twelve weeks.

Dasti, in addition to the ordinary process.

Prayer for stay is rejected.

C.A... D.No. 26257 of 2012:

Delay condoned.

Issue notice returnable in twelve weeks.

Dasti, in addition to the ordinary process.

Prayer for stay is rejected."

Accordingly, show cause notice was issued to the sole respondent in both the matters through Regd. A.D. post on 1st October and 5th October 2012. Dasti notice was also handed over to the counsel for the appellants for effecting service on the sole respondent.

It is submitted that Mr. B.K. Prasad, Advocate has filed vakalatnama /appearance and counter affidavit in both the matters. Copies of the counter affidavit have been included in paper books and office report was listed before the Ld. Registrar Court from time to time and lastly on 1st April 2013, when the Registrar has directed to list the matters before the Hon'ble Court.

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It is further submitted that the C.A. No. 7401-7406 of 2012 was listed before the Court on 29th October 2012 when the Court was pleased to pass the following order:

"Appeal admitted.

Tag with Civil Appeal Nos. 6240-6241 of 2012."

The matters above mentioned are listed before the Hon'ble Court with this Office Report.

Dated this the 2nd day of July, 2013.

ASSISTANT REGISTRAR

Copy to :-

1. Mr. Sanjeev Malhotra, Advocate,
Chamber No. 103, C.K. Daphtary Block
2. Mr. P.S. Sudheer, Advocate,
Chamber No. 11
3. Mr. B.K. Prasad, Advocate,
Central Agency Section

ASSISTANT REGISTRAR